

1
2
3 BILL NO. G-87-02-19 (as amended) (as amended)

4 GENERAL ORDINANCE NO. G-09-89

5 AN ORDINANCE AMENDING GENERAL ORDINANCE
6 NO. G-34-86 REGULATING THE USE AND PLACEMENT
7 OF SIGNS WITHIN THE CITY OF FORT WAYNE,
INDIANA

8 WHEREAS, the Common Council on October 14, 1986,
9 adopted Ordinance No. G-34-86, regulating the use and placement
10 of signs within the City of Fort Wayne, Indiana; and

11 WHEREAS, the sign committee charges with reviewing
12 said ordinance has determined that two sections of said sign
13 ordinance are inequitable and need revision and amendment;

14 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON
15 COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

16 SECTION 1. General Ordinance No. G-34-86, as
17 codified in the Municipal Code, Chapter 34, is hereby amended
18 in the following particulars:

19 (A) Chapter 34.140 is amended by adding to the
20 end of said section a new sub-paragraph (F) to
21 read as follows:

22 (F) The Board of Zoning Appeals may permit
23 the following signs if the Board of Zoning
24 Appeals has approved a Variance or
25 contingent use for an office or commercial
26 purpose in a R-3 District:

27 (1) If a Variance or contingent use for
28 an office or commercial purpose approved
29 in a R-3 district, one on-premise wall
30 sign not exceeding thirty-two (32)
31 square feet in area for each building,
32 limited to identifying the building
or activity being conducted

on the premises, may be permitted per street frontage.

(2) If a Variance or contingent use for an office or commercial purpose is approved in a R-3 district, one on-premise ground sign per street entrance, identifying the building or activity being conducted on the premises may be permitted. Such sign shall not exceed thirty-two (32) square feet in area, shall have a maximum height of six (6) feet, and shall be permitted no closer than ten (10) feet setback from the front lot line. Such sign shall not face any adjacent residentially zoned lot if it is closer than fifty (50) feet to such residential lot.

(3) If a Variance or contingent use for an office or commercial use is approved in a R-3 district for more than one main building on a lot, a directory sign may be permitted. Such sign shall be located in the interior of the development with a maximum height of six (6) feet and not exceed one

and one half (1.5) square feet for
occupant or fifty (50) square feet in
total area, whichever is less.

(B) Chapter 34.180 is amended by deleting the entire section; the new Chapter 34.180 shall read as follows:

34.180 - Filing Fees. Applications for improvement location permits shall be filed with the Zoning Enforcement Officer and shall be accompanied by a filing fee of twenty cents (20¢) per square foot per sign, ten cents (10¢) per square foot for the second side of the same sign.

No part of any filing fee paid pursuant to this Chapter shall be returnable to the applicant or petitioner.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor and legal publication thereof.

Janet G. Bradbury
Councilmember



COMMUNITY DEVELOPMENT AND PLANNING

MEMORANDUM

TO: City Council Members

FROM: Greg Purcell, Director
Community Development & Planning

SUBJECT: Sign Ordinance

DATE: February 17, 1987

This is to provide you with an update on the Sign Ordinance and the work of the Sign Ordinance Review Committee created by the ordinance. A list of the Committee membership by representative group is shown in Attachment I for your review.

While the ordinance has not been in effect for six months, the Committee has already started its work. Because of two problem areas in the ordinance, we are making recommendations for two immediate changes, before a comprehensive review of the ordinance is completed. The two areas of concern are listed below with some background explanation for your review:

I. Filing Fees for Signs

The new ordinance created three classes of fees as shown:

\$10.00 - Signs in Residential Areas
\$25.00 - Signs in Commercial & Office Districts
\$50.00 - Signs in Industrially Zoned Districts

Our experience has indicated that the fee structure has been imposing a "hardship" burden on small sign contractors, particularly in industrially-zoned areas. In some cases, the painted signs in an industrial area only cost \$200-300 and a fee of \$50.00 is simply too high a percentage of the total project cost.

After an extensive review of sign fees in other cities, the staff and Committee agreed to a model used by Columbus that is simple to understand and based upon sign size. The revised fee for signs can be quickly calculated and significantly reduces the cost to smaller sign users, as shown in the Committee's unanimous recommendation.

Sign Ordinance Review Committee Recommendation

Sign Fee - \$.20 per square foot per sign; \$.10 per square foot for the second side of the same sign.

City Council Members
February 17, 1987
Page 2

II. Variance to Allow Signs in Residential Districts

In one case that has come before the BZA and at least one other pending, it has come to our attention that the Sign Ordinance prohibits a sign of more than one square foot in a residentially-zoned district - even when the BZA has granted a "variation of use" for an office or commercial purpose. This prohibition leaves us in the awkward position of authorizing a commercial use when granted by the BZA, and not granting the BZA the power to authorize a sign for the business. To correct this problem, the Committee has made the following recommendation, which was unanimous with the exception of Mr. Ray Racine. Mr. Racine felt the variance for signs should only be available in R-3 Districts.

Sign Ordinance Review Committee Recommendation

Amend the Variance Procedure 5.34.140 as shown in the ordinance to allow the BZA the authority to approve a variance for one "on-premise" wall sign up to 32 square feet, and one "on-premise" ground sign per street entrance up to 32 square feet. It should be noted that the BZA would be required to meet the setback and other restrictions specified in this amendment, and further, that the BZA can impose a variety of other conditions as it may deem appropriate with the individual circumstances.

I trust this information will be helpful to the Council in reviewing these amendments. Should you have any questions, please do not hesitate to contact me at 427-1131.

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON																											
Sign Ordinance Amendment																													
<table border="1"> <thead> <tr> <th>DETAILS</th> <th>POSITIONS</th> <th>RECOMMENDATIONS</th> </tr> </thead> <tbody> <tr> <td>Specific Location and/or Address</td> <td>Sponsor</td> <td>Site Review Committee</td> </tr> <tr> <td>Reason for Project</td> <td>Area Affected</td> <td>City Wide</td> </tr> <tr> <td></td> <td></td> <td>Other Areas</td> </tr> <tr> <td>Discussion (Including relationship to other Council actions)</td> <td>Applicants/ Proponents</td> <td>Applicant(s) City Department Other</td> </tr> <tr> <td>The Sign Ordinance passed by City Council in November of 1986, contained provisions requiring review of the Sign Ordinance within six (6) months of passage. The Sign Committee to review the ordinance was appointed by the Mayor and Council and includes: Mayor's appointees - Jerry Zuber (Diamond Sign Company), Tom Borne (Burkhart Advertising), Ray Racine (Northside Neighborhood Assn, President), Marge White (Faith United Methodist Church), Randy O'Daniel (O'Daniel Oldsmobile); Ben Eisbart Council appointee. The Sign Committee met for the first time on February 10th and has requested that the attached amendments be approved by the Common Council as soon as possible.</td> <td>Opponents</td> <td>Groups or Individuals None Basis of Opposition</td> </tr> <tr> <td>The first amendment proposes a change in the fee structure to allow more equity than the present system of charging by zoning district rather than size. The staff contacted a number of cities in Indiana regarding their fee structure for signs. The proposed fees are similar to that of the City of Columbus, Indiana.</td> <td>Staff Recommendation</td> <td><input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against</td> </tr> <tr> <td></td> <td>Board or Commission Recommendation</td> <td>By N/A <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to condition (See Details column for condition)</td> </tr> <tr> <td></td> <td>CITY COUNCIL ACTIONS (For Council use only)</td> <td><input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pas</td> </tr> </tbody> </table>			DETAILS	POSITIONS	RECOMMENDATIONS	Specific Location and/or Address	Sponsor	Site Review Committee	Reason for Project	Area Affected	City Wide			Other Areas	Discussion (Including relationship to other Council actions)	Applicants/ Proponents	Applicant(s) City Department Other	The Sign Ordinance passed by City Council in November of 1986, contained provisions requiring review of the Sign Ordinance within six (6) months of passage. The Sign Committee to review the ordinance was appointed by the Mayor and Council and includes: Mayor's appointees - Jerry Zuber (Diamond Sign Company), Tom Borne (Burkhart Advertising), Ray Racine (Northside Neighborhood Assn, President), Marge White (Faith United Methodist Church), Randy O'Daniel (O'Daniel Oldsmobile); Ben Eisbart Council appointee. The Sign Committee met for the first time on February 10th and has requested that the attached amendments be approved by the Common Council as soon as possible.	Opponents	Groups or Individuals None Basis of Opposition	The first amendment proposes a change in the fee structure to allow more equity than the present system of charging by zoning district rather than size. The staff contacted a number of cities in Indiana regarding their fee structure for signs. The proposed fees are similar to that of the City of Columbus, Indiana.	Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against		Board or Commission Recommendation	By N/A <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to condition (See Details column for condition)		CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pas
DETAILS	POSITIONS	RECOMMENDATIONS																											
Specific Location and/or Address	Sponsor	Site Review Committee																											
Reason for Project	Area Affected	City Wide																											
		Other Areas																											
Discussion (Including relationship to other Council actions)	Applicants/ Proponents	Applicant(s) City Department Other																											
The Sign Ordinance passed by City Council in November of 1986, contained provisions requiring review of the Sign Ordinance within six (6) months of passage. The Sign Committee to review the ordinance was appointed by the Mayor and Council and includes: Mayor's appointees - Jerry Zuber (Diamond Sign Company), Tom Borne (Burkhart Advertising), Ray Racine (Northside Neighborhood Assn, President), Marge White (Faith United Methodist Church), Randy O'Daniel (O'Daniel Oldsmobile); Ben Eisbart Council appointee. The Sign Committee met for the first time on February 10th and has requested that the attached amendments be approved by the Common Council as soon as possible.	Opponents	Groups or Individuals None Basis of Opposition																											
The first amendment proposes a change in the fee structure to allow more equity than the present system of charging by zoning district rather than size. The staff contacted a number of cities in Indiana regarding their fee structure for signs. The proposed fees are similar to that of the City of Columbus, Indiana.	Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against																											
	Board or Commission Recommendation	By N/A <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to condition (See Details column for condition)																											
	CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pas																											

DETAILS

The second amendment will correct an oversight in the original drafting of the text. The present ordinance allows I.D. Signs for signs in Professional Office Districts, however, the office uses approved by the Board of Zoning Appeals, such as those in University Park and the Lake Avenue Corridor, between Coliseum Blvd and Lake Avenue, are only permitted to have one (1) square foot sign as they are in residential districts. The second amendment to allow signs by BZA for variances has not been unanimously approved by the Sign Committee. Mr. Racine proposed that only R-3 - residential district may allow BZA approval of larger signs as proposed, but other residential districts should not permit more than one (1) square foot wall sign as currently permitted.

POLICY/ PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes
Operational Impact Assessment		

(This space for further discussion)

Project Start

Date

Projected Completion or Occupancy

Date

Fact Sheet Prepared by

Date 2-27-87

Patricia Biancaniello

Reviewed by*Greg Sacks*

Date

Reference or Case Number

2/27/87

1 BILL NO. G-87-02-19

2 GENERAL ORDINANCE NO. G-_____

3 AN ORDINANCE AMENDING GENERAL ORDINANCE NO. G-34-86
4 REGULATING THE USE AND PLACEMENT OF SIGNS
5 WITHIN THE CITY OF FORT WAYNE, INDIANA

6 WHEREAS, the Common Council on October 14, 1986, adopted
7 Ordinance No. G-34-86, regulating the use and placement of signs
8 within the City of Fort Wayne, Indiana; and

9 WHEREAS, the sign committee charged with reviewing said
10 ordinance has determined that two sections of said sign ordinance
11 are inequitable and need revision and amendment;

12 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE
13 CITY OF FORT WAYNE, INDIANA:

14 SECTION 1. General Ordinance No. G-34-86, as codified in
15 the Municipal Code, Chapter 34, is hereby amended in the following
16 particulars:

17 (A) Chapter 34.140 is amended by adding to the end of said
18 section a new sub-paragraph (F) to read as follows:

19 (F) The Board of Zoning Appeals may permit
20 the following signs if the Board of
21 Zoning Appeals has approved a Variance or
22 contingent use in a residential district:

23 (1) If a Variance or contingent use is
24 approved in a residential district,
25 one on-premise wall sign not
26 exceeding thirty-two (32) square feet
27 in area for each building, limited to
28 identifying the building or activity
29 being conducted on the premises, may
30 be permitted per street frontage.

31 (2) If a Variance or contingent use is
32 approved in a residential district,
one on-premise ground sign per street

entrance, identifying the building or activity being conducted on the premises may be permitted. Such sign shall not exceed thirty-two (32) square feet in area, shall have a maximum height of six (6) feet, and shall be permitted no closer than ten (10) feet setback from the front lot line. Such sign shall not face any adjacent residentially zoned lot if it is closer than fifty (50) feet to such residential lot.

(3) If a Variance or contingent use is approved in a residential district for more than one main building on a lot, a directory sign may be permitted. Such sign shall be located in the interior of the development with a maximum height of six (6) feet and not exceed one and one half (1.5) square feet for occupant or fifty (50) square feet in total area, whichever is less.

(B) Chapter 34.180 is amended by deleting the entire section: the new Chapter 34.180 shall read as follows:

34.180 - Filing Fees. Applications for improvement location permits shall be filed with the Zoning Enforcement Officer and shall be accompanied by a filing fee of twenty cents (20¢) per square foot per sign, ten cents (10¢) per square foot for the second side of the same sign.

No part of any filing fee paid pursuant to this Chapter shall be returnable to the applicant or petitioner.

1 SECTION 2. This Ordinance shall be in full force and
2 effect from and after its passage and signing by the Mayor and legal
3 publication thereof.

4
5 *Janet H. Bradbury*
6 Councilmember

7 APPROVED AS TO FORM AND LEGALITY

8 *B.O.Boxberger*
9 Bruce O. Boxberger, City Attorney
10 Dated this 23 day of February, 1987

Read the first time in full and on motion by Bradbury,
seconded by Gadd, and duly adopted, read the second time
by title and referred to the Planning Commission (or Legislative
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on the 24th, 1987, at 6 o'clock M., E.

DATE: 2-24-87

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury,
seconded by Gadd, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>6</u>	<u>2</u>	<u>0</u>	<u>1</u>	
<u>BRADBURY</u>	<u>✓</u>				
<u>BURNS</u>	<u>✓</u>				
<u>EISBART</u>	<u>✓</u>				
<u>GiaQUINTA</u>				<u>✓</u>	
<u>HENRY</u>	<u>✓</u>				
<u>REDD</u>	<u>✓</u>				
<u>SCHMIDT</u>		<u>✓</u>			
<u>STIER</u>		<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>				

DATE: 3-10-87

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. Y-09-87
on the 10th day of March, 1987.

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Thomas P. Dill
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 11th day of March, 1987,
at the hour of 11:00 o'clock M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this
19 87, at the hour of 10:00 o'clock A.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

1 BILL NO. G-87-02-19

2 GENERAL ORDINANCE NO. G-_____

3 AN ORDINANCE AMENDING GENERAL ORDINANCE NO. G-34-86
4 REGULATING THE USE AND PLACEMENT OF SIGNS
5 WITHIN THE CITY OF FORT WAYNE, INDIANA

6 WHEREAS, the Common Council on October 14, 1986, adopted
7 Ordinance No. G-34-86, regulating the use and placement of signs
8 within the City of Fort Wayne, Indiana; and

9 WHEREAS, the sign committee charged with reviewing said
10 ordinance has determined that two sections of said sign ordinance
11 are inequitable and need revision and amendment;

12 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE
13 CITY OF FORT WAYNE, INDIANA:

14 SECTION 1. General Ordinance No. G-34-86, as codified in
15 the Municipal Code, Chapter 34, is hereby amended in the following
16 particulars:

17 (A) Chapter 34.140 is amended by adding to the end of said
18 section a new sub-paragraph (F) to read as follows:

19 (F) The Board of Zoning Appeals may permit
20 the following signs if the Board of

21 Zoning Appeals has approved a Variance or
22 contingent use* in a residential district:
23 (1) If a Variance or contingent use* is
24 approved in a residential district, R-3

25 one on-premise wall sign not
26 exceeding thirty-two (32) square feet
27 in area for each building, limited to
28 identifying the building or activity
29 being conducted on the premises, may

30 be permitted per street frontage.
31 (2) If a Variance or contingent use* is
32 approved in a residential district, R-3

one on-premise ground sign per street

R-3

1 entrance, identifying the building or
2 activity being conducted on the pre-
3 mises may be permitted. Such sign
4 shall not exceed thirty-two (32)
5 square feet in area, shall have a
6 maximum height of six (6) feet, and
7 shall be permitted no closer than ten
8 (10) feet setback from the front lot
9 line. Such sign shall not face any
10 adjacent residentially zoned lot if
11 it is closer than fifty (50) feet to
12 such residential lot
for an office or commercial use

13 (3) If a Variance or contingent use is
14 approved in a ~~residential~~ district
15 for more than one main building on a
16 lot, a directory sign may be per-
17 mitted. Such sign shall be located
18 in the interior of the development
19 with a maximum height of six (6)
20 feet and not exceed one and one half
21 (1.5) square feet for occupant or
22 fifty (50) square feet in total
23 area, whichever is less.

24 (B) Chapter 34.180 is amended by deleting the entire sec-
25 tion; the new Chapter 34.180 shall read as follows:

26 34.180 - Filing Fees. Applications for improvement loca-
27 tion permits shall be filed with the Zoning Enforcement Officer and
28 shall be accompanied by a filing fee of twenty cents (20¢) per
29 square foot per sign, ten cents (10¢) per square foot for the second
30 side of the same sign.

31 No part of any filing fee paid pursuant to this Chapter
32 shall be returnable to the applicant or petitioner.

1 SECTION 2. This Ordinance shall be in full force and
2 effect from and after its passage and signing by the Mayor and legal
3 publication thereof.

4

5 Councilmember

6

7 APPROVED AS TO FORM AND LEGALITY

8 *B. O. Boxberger*
9 Bruce O. Boxberger, City Attorney
10 Dated this 23 day of February, 1987

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

BILL NO. G-87-02-19

*As amended,
as amended.*

REPORT OF THE COMMITTEE ON

REGULATIONS

WE, YOUR COMMITTEE ON

REGULATIONS

TO WHOM WAS

REFERRED AN (ORDINANCE)

XXXXXX (RESOLUTION)

AMENDING GENERAL ORDINANCE

G-34-86 REGULATING THE USE AND PLACEMENT OF SIGNS WITHIN THE CITY

OF FORT WAYNE, INDIANA

HAVE HAD SAID (ORDINANCE) XXXXXX (RESOLUTION) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(RESOLUTION) No Pass

YES

NO

Janet G. Bradbury JANET G. BRADBURY
CHAIRPERSON

Charles B. Redd CHARLES B. REDD
VICE CHAIRMAN

Thomas C. Henry THOMAS C. HENRY

Paul M. Burns PAUL M. BURNS

Ben A. Eisbart BEN A. EISBART

CONCURRED IN

3-10-87

SANDRA E. KENNEDY
CITY CLERK

Amendments.

1) all references to
"a ~~residential~~^{P.B} district"

P. 1 line 23
line 21

line 31

P. 2 line 14

2) Clarify that "variance" refers
only to variances granted for office
or commercial use.



The City of Fort Wayne

March 17, 1987

Ms. Marilyn Romine
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Romine:

Please give the attached full coverage on the dates of March 20 and March 27, 1987, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-87-02-19 (as amended)
(as amended)
Regulating Sign & Placement

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 10th day of
March, 1987, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. G-87-02-19 (as amended) (as amended)
Ordinance No. G-09-87 to-wit:

3 BILL NO. G-87-02-19 (as amended) (as amended)

4 GENERAL ORDINANCE NO. G-09-87

5 AN ORDINANCE AMENDING GENERAL ORDINANCE
6 NO. G-34-86 REGULATING THE USE AND PLACEMENT
7 OF SIGNS WITHIN THE CITY OF FORT WAYNE,
INDIANA

8 WHEREAS, the Common Council on October 14, 1986,
9 adopted Ordinance No. G-34-86, regulating the use and placement
10 of signs within the City of Fort Wayne, Indiana; and

11 WHEREAS, the sign committee charges with reviewing
12 said ordinance has determined that two sections of said sign
13 ordinance are inequitable and need revision and amendment;

14 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON
15 COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

16 SECTION 1. General Ordinance No. G-34-86, as
17 codified in the Municipal Code, Chapter 34, is hereby amended
18 in the following particulars:

19 (A) Chapter 34.140 is amended by adding to the
20 end of said section a new sub-paragraph (F) to
21 read as follows:

22 (F) The Board of Zoning Appeals may permit
23 the following signs if the Board of Zoning
24 Appeals has approved a Variance or
25 contingent use for an office or commercial
26 purpose in a R-3 District:

27 (1) If a Variance or contingent use for
28 an office or commerical purpose approve
29 in a R-3 district, one on-premise wall
30 sign not exceeding thirty-two (32)

No part of any filing fee paid pursuant to this Chapter shall be returnable to the applicant or petitioner.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor and legal publication thereof.

Janet G. Bradbury
Councilmember

Read the third time in full and on motion by Bradbury, seconded by Eisbart, and duly adopted. placed on its passage. PASSED by the following vote:

AYES: Six

Bradbury, Burns, Eisbart, Henry, Redd, Talarico

NAYS: Two

Schmidt, Stier

ABTAINED: None

ABSENT: One

GiaQuinta

DATED: 3-10-87

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of
Fort Wayne, Indiana, as General Ordinance No. G-09-87 on the 10th
day of March, 1987.

ATTEST:

(SEAL)

Sandra E. Kennedy
City Clerk

Thomas C. Henry
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne,
Indiana, on the 11th day of March, 1987, at the hour of 11:00
o'clock A.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 13th day of March, 1987,
at the hour of 10:00 o'clock A.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify
that the above and foregoing is a full, true and complete copy of

General Ordinance No. G-09-87,
passed by the Common Council on the 10th day of
March, 19 87, and that said Ordinance was
duly signed and approved by the Mayor on the 13th day of
March, 19 87, and now remains on file and
on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne,
Indiana, this 13th day of March 1987.

SEAL

Sandra F. Kennedy

Fort Wayne Common Council
 (Governmental Unit)
Allen County, IN

To **JOURNAL-GAZETTE** Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	1
Body	number of lines	115
Tail	number of lines	1
Total number of lines in notice		117

LEGAL NOTICE

Notice is hereby given that on the 10th day of March, 1987, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill, No. G-87-02-19 (as amended) Ordinance No. G-09-87 to-wit:

BILL NO. G-87-02-19 (as amended) GENERAL ORDINANCE NO. G-09-87

AN ORDINANCE AMENDING GENERAL ORDINANCE NO. G-34-86 REGULATING THE USE AND PLACEMENT OF SIGNS WITHIN THE CITY OF FORT WAYNE, INDIANA

WHEREAS, the Common Council on October 14, 1986, adopted Ordinance No. G-34-86, regulating the use and placement of signs within the City of Fort Wayne, Indiana; and

WHEREAS, the sign committee charges with reviewing said ordinance has determined that two sections of said sign ordinance are inequitable and need revision and amendment;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. General Ordinance No. G-34-86, as codified in the Municipal Code, Chapter 34, is hereby amended in the following particulars:

(A) Chapter 34.140 is amended by adding to the end of said section a new sub-paragraph (F) to read as follows:

(F) The Board of Zoning Appeals may permit the following signs if the Board of Zoning Appeals has approved a Variance or contingent use for an office or commercial purpose in a R-3 District;

(1) If a Variance or contingent use for an office or commercial purpose approved in a R-3 district, one on-premise wall sign not exceeding thirty-two (32) square feet in area for each building, limited to identifying the building or activity being conducted on the premises, may be permitted per street frontage.

(2) If a Variance or contingent use for an office or commercial purpose is approved in a R-3 district, one on-premise ground sign per street entrance, identifying the building or activity being conducted on the premises may be permitted. Such sign shall not exceed thirty-two (32) square feet in area, shall have a maximum height of six (6) feet, and shall be permitted no closer than ten (10) feet setback from the front lot line. Such sign shall not face any adjacent residentially zoned lot if it is closer than fifty (50) feet to such residential lot.

(3) If a Variance or contingent use for an office or commercial use is approved in a R-3 district for more than one main building on a lot, a directory sign may be permitted. Such sign shall be located in the interior of the development with a maximum height of six (6) feet and not exceed one half (1.5) square feet for occupant or fifty (50) square feet in total area, whichever is less.

(B) Chapter 34.180 is amended by deleting the entire section; the new Chapter 34.180 shall read as follows:

34.180 - Filing Fees. Applications for improvement location permits shall be filed with the Zoning Enforcement Officer and shall be accompanied by a filing fee of twenty cents (20¢) per square foot per sign, ten cents (10¢) per square foot for the second side of the same sign.

No part of any filing fee paid pursuant to this Chapter shall be returnable to the applicant or petitioner.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor and legal publication thereof.

Janet G. Bradbury

Councilmember

Read the third time in full and on motion by Bradbury, seconded by Eisbart, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Six
 Bradbury, Burns, Eisbart, Henry, Redd, Talarico

NAYS: Two
 Schmidt, Stier

ABSTAINED: None

ABSENT: One
 GiaQuinta

DATED: 3-10-87

Sandra E. Kennedy

City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-09-87 on the 10th day of March, 1987.

ATTEST:

Sandra E. Kennedy

City Clerk

(SEAL)

Thomas C. Henry

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of March, 1987, at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy

City Clerk

Approved and signed by me this 13th day of March, 1987, at the hour of 10:00 o'clock A.M., E.S.T.

Win Moses, Jr.

Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-09-87, passed by the Common Council on the 10th day of March, 1987, and that said Ordinance was duly signed and approved by the Mayor on the 13th day of March, 1987, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of March, 1987

SANDRA E. KENNEDY, CITY CLERK

3-22-27

3-22-27

1 columns wide equals 117 equivalent lines at .450¢ \$ 52.65

..... lines containing rule or tabular work (50 per cent of above amount)

2 extra 2.00

publication (1.00 for each proof in excess of two) \$ 54.65

.....

NT OF CLAIM

5 picas Size of type 6 point

2 Size of quad upon which type is cast 6

.....

89., Acts 1967.

..... just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the

Drusilla Roose

undersigned who, being duly sworn, says

that he/she is of the

JOURNAL-GAZETTE

a newspaper of general circulation printed and published

in the English language in the city town of **FORT WAYNE, INDIANA**

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for two times

..... the dates of publication being

as follows:

3/20 - 3/27/87

.....

Subscribed and sworn to me before this 27th day of March 1987

Shelley R. LaRue

Shelley R. LaRue Notary Public

March 3, 1990

My commission expires

Fort Wayne Common Council
 (Governmental Unit)
Allen County, IN

To **JOURNAL-GAZETTE** Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	1
Body	number of lines	115
Tail	number of lines	1
Total number of lines in notice		117

COMPUTATION OF CHARGES

117 lines, 1 columns wide equals 117 equivalent lines at .450¢ \$ 52.65 cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (1.00 for each proof in excess of two) 2 extra 2.00

TOTAL AMOUNT OF CLAIM \$ 54.65

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point

Number of insertions 2 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Mar. 27 1987

Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana
 ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows:

3/20 - 3/27/87

Subscribed and sworn to me before this 27th day of March 87

Shelley R. LaRue
 Shelley R. LaRue Notary Public

March 3, 1990

My commission expires

LEGAL NOTICE
 Notice is hereby given that on the 10th day of March, 1987, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-87-02-19 (as amended) Ordinance No. G-09-87 to-wit:
 BILL NO. G-87-02-19 (as amended) GENERAL ORDINANCE NO. G-09-87
 AN ORDINANCE AMENDING GENERAL ORDINANCE NO. G-34-86 REGULATING THE USE AND PLACEMENT OF SIGNS WITHIN THE CITY OF FORT WAYNE, INDIANA
 WHEREAS, the Common Council on October 14, 1986, adopted Ordinance No. G-34-86, regulating the use and placement of signs within the City of Fort Wayne, Indiana; and
 WHEREAS, the sign committee charges with reviewing said ordinance has determined that two sections of said sign ordinance are inequitable and need revision and amendment;
 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
 true and complete copy of General Ordinance No. G-09-87, passed by the Common Council on the 10th day of March, 1987, and that said Ordinance was duly signed and approved by the Mayor on the 13th day of March, 1987, and now remains on file and on record in my office.
 WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of March, 1987

SANDRA E. KENNEDY, CITY CLERK

3-20-27

Fort Wayne Common Council

(Governmental Unit)
Allen

County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines
of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	1
Body	number of lines	115
Tail	number of lines	1
Total number of lines in notice		117

LEGAL NOTICE

Notice is hereby given that on the 10th day of March, 1987, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-87-02-19 (as amended) Ordinance No. G-09-87 to-wit:

BILL NO. G-87-02-19 (as amended) GENERAL ORDINANCE NO. G-09-87
AN ORDINANCE AMENDING GENERAL ORDINANCE NO. G-34-86 REGULATING THE USE AND PLACEMENT OF SIGNS WITHIN THE CITY OF FORT WAYNE, INDIANA

WHEREAS, the Common Council on October 14, 1986, adopted Ordinance No. G-34-86, regulating the use and placement of signs within the City of Fort Wayne, Indiana; and

WHEREAS, the sign committee charges with reviewing said ordinance has determined that two sections of said sign ordinance are inequitable and need revision and amendment;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. General Ordinance No. G-34-86, as codified in the Municipal Code, Chapter 34, is hereby amended in the following particulars:

(A) Chapter 34.140 is amended by adding to the end of said section a new sub-paragraph (F) to read as follows:

(F) The Board of Zoning Appeals may permit the following signs if the Board of Zoning Appeals has approved a Variance or contingent use for an office or commercial purpose in a R-3 District;

(1) If a Variance or contingent use for an office or commercial purpose is approved in a R-3 district, one on-premise wall sign not exceeding thirty-two (32) square feet in area for each building, limited to identifying the building or activity being conducted on the premises, may be permitted per street frontage.

(2) If a Variance or contingent use for an office or commercial purpose is approved in a R-3 district, one on-premise ground sign per street entrance, identifying the building or activity being conducted on the premises may be permitted. Such sign shall not exceed thirty-two (32) square feet in area, shall have a maximum height of six (6) feet, and shall be permitted no closer than ten (10) feet setback from the front lot line. Such sign shall not face any adjacent residentially zoned lot if it is closer than fifty (50) feet to such residential lot.

(3) If a Variance or contingent use for an office or commercial use is approved in a R-3 district for more than one main building on a lot, a directory sign may be permitted. Such sign shall be located in the interior of the development with a maximum height of six (6) feet and not exceed one half (1.5) square feet for occupant or fifty (50) square feet in total area, whichever is less.

(B) Chapter 34.180 is amended by deleting the entire section; the new Chapter 34.180 shall read as follows:

34.180 - Filing Fees. Applications for improvement location permits shall be filed with the Zoning Enforcement Officer and shall be accompanied by a filing fee of twenty cents (20¢) per square foot per sign, ten cents (10¢) per square foot for the second side of the same sign.

No part of any filing fee paid pursuant to this Chapter shall be returnable to the applicant or petitioner.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor and legal publication thereof.

Janet G. Bradbury
Councilmember

Read the third time in full and on motion by Bradbury, seconded by Eisbart, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Six
Bradbury, Burns, Eisbart, Henry, Redd, Talarico
NAYS: Two
Schmidt, Stier
ABSTAINED: None
ABSENT: One
GiaQuinta
DATED: 3-10-87

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-09-87 on the 10th day of March, 1987.

ATTEST:
Sandra E. Kennedy
City Clerk

(SEAL)
Thomas C. Henry
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of March, 1987, at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 13th day of March, 1987, at the hour of 10:00 o'clock A.M., E.S.T.
Win Moses, Jr.

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-09-87, passed by the Common Council on the 10th day of March, 1987, and that said Ordinance was duly signed and approved by the Mayor on the 13th day of March, 1987, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of March, 1987.

SANDRA E. KENNEDY, CITY CLERK

3-20-27

1	columns wide equals	117	equivalent lines at	.450¢	52.65
---	---------------------	-----	---------------------	-------	-------

ces containing rule or tabular work (50 per cent of above amount)

publication	(1.00 for each proof in excess of two)	2 extra	2.00
-------------	--	---------	------

NT OF CLAIM	\$ 54.65
-------------	----------

picas	Size of type	6	point
-------	--------------	---	-------

Size of quad upon which type is cast	6
--------------------------------------	---

19., Acts 1967.

st and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

ate of Indiana
LEN County SS:

ersonally appeared before me, a notary public in and for said county and state, the
undersigned Drusilla Roose who, being duly sworn, says

at he/she is CLERK of the

NEWS-SENTINEL

DAILY

the English language in the city town of FORT WAYNE, INDIANA

state and county aforesaid, and that the printed matter attached hereto is a true copy,
which was duly published in said paper for two times the dates of publication being

follows:

3/20 - 3/27/87

scribed and sworn to me before this 27th day of March 1987

Shelley R. LaRue
Shelley R. LaRue Notary Public

March 3, 1990

commission expires 3-20-27

Fort Wayne Common Council
 (Governmental Unit)
 Allen County, IN

To NEW-SENTINEL Dr.
 P.O. BOX 100
 FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	1
Body	number of lines	115
Tail	number of lines	1
Total number of lines in notice		117

COMPUTATION OF CHARGES

117	1	117	.450¢	\$ 52.65
..... lines, columns wide equals equivalent lines at		
Additional charge for notices containing rule or tabular work (50 per cent of above amount)			
Charge for extra proofs of publication (1.00 for each proof in excess of two)				2 extra 2.00
TOTAL AMOUNT OF CLAIM				\$ 54.65

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Mar. 27 1987

Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
 ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the
 Drusilla Roose who, being duly sworn, says
 undersigned at he/she is of the

CLERK

NEWS-SENTINEL

DAILY

newspaper of general circulation printed and published

the English language in the city town of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,
 which was duly published in said paper for two times the dates of publication being
 follows:

3/20 - 3/27/87

Subscribed and sworn to me before this day of March 1987

Shelley R. LaRue
 Shelley R. LaRue Notary Public

March 3, 1990

commission expires 3-20-27

